

The Honorable Ronald B. Leighton

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

CHERYL KATER and SUZIE KELLY,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

CHURCHILL DOWNS INCORPORATED, a
Kentucky corporation, and BIG FISH
GAMES, INC., a Washington corporation.

Defendants.

No. 15-cv-00612-RBL

**STIPULATED MOTION AND
PROPOSED ORDER STAYING CASE
PENDING FILING OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT AGREEMENT**

Noting Date: June 2, 2020

MANASA THIMMEGOWDA, individually
and on behalf of all others similarly situated,

Plaintiff,

v.

BIG FISH GAMES, INC., a Washington
corporation; ARISTOCRAT
TECHNOLOGIES INC., a Nevada
corporation; ARISTOCRAT LEISURE
LIMITED, an Australian corporation; and
CHURCHILL DOWNS INCORPORATED, a
Kentucky corporation,

Defendants.

No. 19-cv-00199-RBL

**STIPULATED MOTION AND
PROPOSED ORDER STAYING CASE
PENDING FILING OF MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT AGREEMENT**

Noting Date: June 2, 2020

I. STIPULATED MOTION FOR STAY

The Parties have reached a binding agreement in principle to settle these cases on a nationwide, class action basis. Among other provisions, the agreement provides for:

- The establishment of a \$155 million non-reversionary settlement fund;
- A release of claims by settlement class members who do not timely exclude themselves from the settlement; and
- Prospective measures.

In order to provide the Parties sufficient time to reduce their agreement to a complete class action settlement agreement, and to provide Plaintiffs sufficient time to prepare a motion for preliminary approval, the Parties jointly seek a stay of these cases through July 23, 2020, by which time the Parties anticipate that Plaintiff will have filed preliminary approval papers.

Consequently, pursuant to Local Civil Rule 10(g), the Parties respectfully request that the Court grant this stipulation and enter the attached [Proposed] Order.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED this 2nd day of June, 2020.

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II. PROPOSED ORDER

This case is STAYED for all purposes through July 23, 2020.

IT IS SO ORDERED.

DATED this _____ day of June, 2020.

Honorable Ronald B. Leighton
United States District Judge

4815-5158-4447, v. 1